

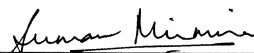
PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(b)		Docket Number (Optional) GENV-002/00US
In re Application of	Mitchell D. EGGERS	
Application Number	10/007,355	Filed 11/07/2001
For	Sample Carrier	
Art Unit	1797	Examiner Lyle Alexander

This is a request for an extension of time of three (3) months, until Jan. 17, 2008 (days), (weeks), (months) under 37 CFR 1.136(b) in this pending application. An extension of time is not available in this application under the provisions of 37 CFR 1.136(a); however, additional time to respond may still be granted under the patent statute. The petition fee under 37 CFR 1.17(g) is required. The reasons for requesting the extension of time are the following:

We, the Applicants' undersigned attorney submit that this application was transferred to our offices for prosecution on October 15, 2007. As proof of the above, a letter dated October 12, 2007 from previous counsel which states that the files for this (and other) applications have been transferred to our office is attached. The attached FedEx delivery information shows that we received the boxes containing the files on October 15, 2007.

Accordingly, we became aware of the pending deadline to file the Reply Brief and request Oral Hearing on October 15, 2007. We immediately contacted the previous counsel regarding the reply brief, only to be informed that one had not been prepared.

Accordingly, we request a three (3) month extension of time to file the Reply Brief and to request Oral Hearing. If the PTO is unable to grant us a three month extension, we request that we be granted a reasonable period of extension of time in order to prepare the Reply Brief and the Request for Oral Hearing.

 <hr/> <p style="text-align: center;">Signature</p> <hr/> <p style="text-align: center;">Suman R. Mirmira</p> <hr/> <p style="text-align: center;">Typed or printed name</p> <hr/> <p style="text-align: center;">Registered Patent Attorney</p> <hr/> <p style="text-align: center;">Title</p>	<hr/> <p style="text-align: center;">October 16, 2007</p> <hr/> <p style="text-align: center;">Date</p> <hr/> <p style="text-align: center;">55,458</p> <hr/> <p style="text-align: center;">Registration Number</p> <hr/> <p style="text-align: center;">415-693-2027</p> <hr/> <p style="text-align: center;">Telephone Number</p>
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This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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October 12, 2007

John R. Wetherell Ph.D.
Phone: 858.509.4022
john.wetherell@pillsburylaw.com

VIA FEDEX

Nan Wu, M.D., Ph.D., J.D.
Cooley Godward LLP
101 California Street, 5th Floor
San Francisco, CA 94111-5800

Re: Transfer of Files for GenVault Corporation Patent Cases
Our Ref. No. 083022-0000001

Dear Dr. Wu:

Pursuant to instructions in your letter dated October 9, 2007, to transfer all files owned by our client, GenVault Corporation, we enclose the patent files for cases listed in the below table as referenced in Anthony Smyth's email of October 11, 2007:

Please verify receipt of these files by signing and returning a copy of this letter.

We also enclose a *Patent Status Report by Client*, which includes the cases listed below, showing an event log, actions due, and related patent cases.

PWSP Ref. No.	Application Serial No.	
083022-0272275	10/150,771	Due date of 10/11/2007 (three 1-month extensions available)
083022-0272515	10/007,355	Due date of 10/17/2007 (three 1-month extensions available)
083022-0309283	10/836,119	Due date of 10/20/2007 (two 1-month extensions available)
083022-0309882	10/888,086	Due date of 10/14/2007 (three 1-month extensions available)
083022-0315135	11/137,806	Due date of 10/13/2007 (three 1-month extensions available)

You are advised that Pillsbury Winthrop Shaw Pittman LLP assumes no further responsibility for these cases including, but not limited to, future prosecution, and maintenance or renewal fees. We have closed these items in our docket system.

These files are being transferred with the understanding that access will be provided to Pillsbury Winthrop Shaw Pittman LLP should the need arise at a future date, as we will not be retaining copies. Please sign and return a copy of this letter to indicate your agreement.



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Nan Wu, M.D., Ph.D., J.D.
COOLEY GODWARD LLP
October 12, 2007
Page 2

With the transfer of these files, we will consider that you have taken over responsibility for the prosecution and maintenance of these applications. Accordingly, please prepare and file the appropriate paperwork with the each national patent office to inform the office that you have taken over responsibility for the subject cases.

As a courtesy, once you have received the files, we would appreciate if you would return a signed copy of this letter (see below) confirming receipt of the files.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

John R. Wetherell, Jr., Ph.D.
Partner

Enclosure: *Patent Status Report by Client*
Two (2) Archive Boxes of files

cc: IP Records Department (w/*Docket Reports*)
Docketing Department (w/*Docket Reports*)

I hereby acknowledge safe receipt of the patent files and related redwells for GenVault Corporation referenced in the above table identified in this letter.

Nan Wu, M.D., Ph.D., J.D.

10/15/07
Date

From: Origin ID: SANA (858)509-4022
 JOHN R. WETHERELL, JR., PH.D.
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 SAN DIEGO, CA 92130



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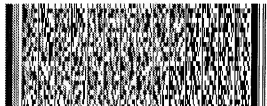
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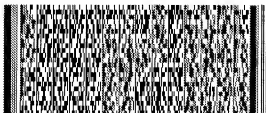
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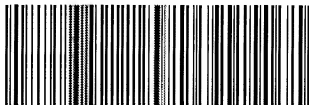


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